

REGER RIZZO KAVULICH & DARNALL, LLP

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Attorneys for Defendant, The Phillies (improperly plead as, "Philadelphia Phillies")

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY, CAMDEN VICINAGE**

Plaintiff,

JASON WILLIAMS

v.

Defendants,

PHILADELPHIA PHILLIES

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Civil Action No.: 05-cv-2346 (JHR)

**DEFENDANT, THE PHILLIES',
NOTICE OF MOTION TO DISMISS
AND/OR TRANSFER PLAINTIFF'S
COMPLAINT PURSUANT TO
F.R.Civ.P.12(b)(2)(3) and (6)**

RETURNABLE: FRIDAY, JUNE 17, 2005

PLEASE TAKE NOTICE that Defendant, The Phillies, will move this Court for an Order dismissing and/or transferring Plaintiff's Complaint pursuant to F.R.Civ.P.12(b)(2)(3) and (6) for the failure to state a claim upon which relief can be granted.

PLEASE TAKE FURTHER NOTICE that in support of this Motion, this Moving Defendant will rely upon the attached Memorandum of Law.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is submitted herewith. Oral argument is respectfully requested.

Respectfully submitted,

REGER RIZZO KAVULICH & DARNALL, LLP

DATED: Tuesday, May 24, 2005

By: /s/ Richard M. Darnall

RICHARD M DARNALL, ESQUIRE (RD 2726)

Attorneys for Defendant,
The Phillies